

1 STEPHANIE M. HINDS (CABN 154284)  
2 United States Attorney

3 THOMAS A. COLTHURST (CABN 99493)  
4 Chief, Criminal Division

5 DANIEL PASTOR (CABN 297948)  
6 Assistant United States Attorney

7 450 Golden Gate Avenue, Box 36055  
8 San Francisco, California 94102-3495  
9 Tel: (415) 436-7200  
10 Fax: (415) 436-7234  
11 daniel.pastor@usdoj.gov

12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA, ) NO. CR 19-226-RS  
17 Plaintiff, )  
18 v. ) **STIPULATION TO CONTINUE FEBRUARY 13,**  
19 Defendants. ) **2023 TRIAL DATE TO APRIL 17, 2023 AND TO**  
19 ) **SET PRETRIAL DEADLINES; ORDER**

20 It is hereby stipulated by and between counsel for the United States and counsel for defendants  
21 Lorenzo Lee, Jesse Lopez III, Evan Martinez-Diaz, and Timothy Peoples that the trial of this case  
22 should be continued from February 13, 2023 to April 17, 2023. The parties anticipate that 5 days of trial  
23 time will be needed if all of the current defendants proceed to trial. The parties further stipulate and  
24 request that the pretrial deadlines listed in the table below be set. The parties also stipulate and request  
25 that time be excluded under the Speedy Trial Act from February 13, 2023 through April 17, 2023 for the  
26 effective preparation of counsel.

Event	Deadline
<i>Brady</i> material (if any)	February 7, 2023
Rule 16 Materials by All Parties	February 28, 2023
Gov. Expert Discovery Disclosure	
<i>Giglio/Henthorn</i> Material	
Gov. Exhibit Lists	March 8, 2023
Gov. Witness Lists	
Jury Questionnaire	
Motions in Limine	March 22, 2023
Joint Pretrial Statement	
Voir Dire Questions	
Oppositions to Motions in Limine	March 29, 2023
Defense Expert Disclosures (if any)	
Pretrial Conference and Hearing on Motions in Limine	April 4, 2023
Proposed Jury Instructions to be Filed	
Proposed Verdict Form to be Filed	
Trial Exhibits Lodged with Court	April 10, 2023
Trial Briefs	
Exchange Opening Statement Demonstratives (if any)	April 14, 2023
Trial / Jury Selection	April 17, 2023

14 IT IS SO STIPULATED

15 DATED: January 13, 2023

16 STEPHANIE M. HINDS  
United States Attorney

17 /s/  
18 DANIEL PASTOR  
19 Assistant United States Attorney

20 DATED: January 13, 2023

21 /s/  
22 GAIL SHIFMAN  
23 Counsel for Defendant Lorenzo Lee

24 DATED: January 13, 2023

25 /s/  
26 ERICK L. GUZMAN  
27 Counsel for Defendant Jesse Lopez, III

28 DATED: January 13, 2023

29 /s/  
30 ARTURO HERNANDEZ  
31 Counsel for Evan Martinez Diaz

32 DATED: January 13, 2023

33 /s/  
34 BRIAN BERSON  
35 Counsel for Defendant Timothy Peoples

1 **ORDER**

2 Pursuant to stipulation, the trial date of February 13, 2023 is continued to April 17, 2023. The  
3 Court sets the stipulated pretrial deadlines proposed in the above stipulation.

4 The Court hereby finds that the exclusion of time from February 13, 2023 through April 17, 2023  
5 is warranted and that the ends of justice served by the exclusion of time outweigh the best interests of  
6 the public and the defendants in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). The failure to grant the  
7 requested continuance would deny defendants the effective preparation of counsel, taking into account  
8 the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).

9 IT IS HEREBY ORDERED THAT the time from February 13, 2023 through and including April  
10 17, 2023 shall be excluded from computation under the Speedy Trial Act.

11 IT IS SO ORDERED.

12 DATED: 1/13/2023

13   
14 HON. RICHARD SEEBOORG  
15 Chief United States District Judge